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## Notice of Allowability

Application No.

09/847,123

Examiner

Jung W. Kim

Applicant(s)

THATCHER ET AL.

Art Unit

2132

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12 April 2005.
2. ☒ The allowed claim(s) is/are 1,3-10,13,15,17,19-23,25,27-30 and 32.
3. ☒ The drawings filed on 01 May 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

- |   |  |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)            |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment                               |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance   |
|   | 9. <input type="checkbox"/> Other _____.   |

### **DETAILED ACTION**

1. Claims 1, 3-10, 13, 15, 17, 19-23, 25, 27-30 and 32 have been examined.
2. Claims 1, 15, 17, 15 and 27 were amended in the amendment filed on April 12, 2005.
3. Claims 2, 11, 12, 14, 16, 18, 24, 26, 31 and 33 have been canceled.

### ***Response to Amendment***

4. The 112, second paragraph rejections to claims 12, 14, 16, 18, 24, 26, 31 and 33 are withdrawn as the claims have been canceled.

### ***Response to Arguments***

5. Applicant's arguments, see pg. 8, 3<sup>rd</sup> paragraph-pg. 9, 1<sup>st</sup> paragraph, filed April 12, 2005, with respect to the 103(a) rejections to claims 1, 3-10, 13, 15, 17, 19-23, 25, 27-30 and 32 have been fully considered and are persuasive. The 103(a) rejections of claims 1, 3-10, 13, 15, 17, 19-23, 25, 27-30 and 32 have been withdrawn.

### ***Allowable Subject Matter***

6. Claims 1, 3-10, 13, 15, 17, 19-23, 25, 27-30 and 32 are allowed.
7. The following is an examiner's statement of reasons for allowance. Applicant's claimed invention recites a method of providing network copy protection for database programs operating in a computer network. The closest prior art of record, Wobber et al. USPN 5,235,642 in view of Robert et al. USPN 4,937,863 teach a similar method;

however, neither Wobber nor Robert disclose a first and second database programs, wherein the second database program checks if another copy of the first database program is already connected when the first database program requests connection to the second database program, and wherein the first database program and second database programs operate on different computing platforms. For this reason, claims 1, 3-10, 13, 15, 17, 19-23, 25, 27-30 and 32 are allowed.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jung W. Kim whose telephone number is (571) 272-3804. The examiner can normally be reached on M-F 9:00-5:00.

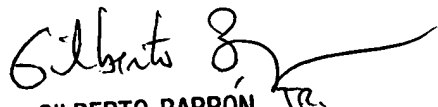
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on (571) 272-3799. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Jung W Kim  
Examiner  
Art Unit 2132

Jk  
May 11, 2005



GILBERTO BARRON JR.  
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TECHNOLOGY CENTER 2100